



MAR 25 2005

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Atty. Dkt. No. 047711-0221

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ronald J. LEBEL, et al.

Title: AMBULATORY MEDICAL
APPARATUS WITH HAND
HELD COMMUNICATION
DEVICE

Appl. No.: 09/768,196

Filing Date: 01/22/2001

Examiner: Matthew F. Desanto

Art Unit: 3763

CERTIFICATE OF EXPRESS MAILING
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Richard Ruggiero

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Richard Ruggiero

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INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to
Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being
submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not
intended as an admission that such document constitutes prior art against the claims of the
present application or that such document is considered material to patentability as defined in
37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be
appropriate to antedate or otherwise remove as a competent reference any document which is
determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

RELEVANCE OF EACH DOCUMENT

All of the documents are in English.

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

STATEMENT

The undersigned hereby states in accordance with 37 CFR §1.97(e)(1) that each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to filing of this Statement.

The undersigned hereby states in accordance with 37 CFR §1.704(d) that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 CFR §1.56(c) more than thirty days prior to the filing of the information disclosure statement.

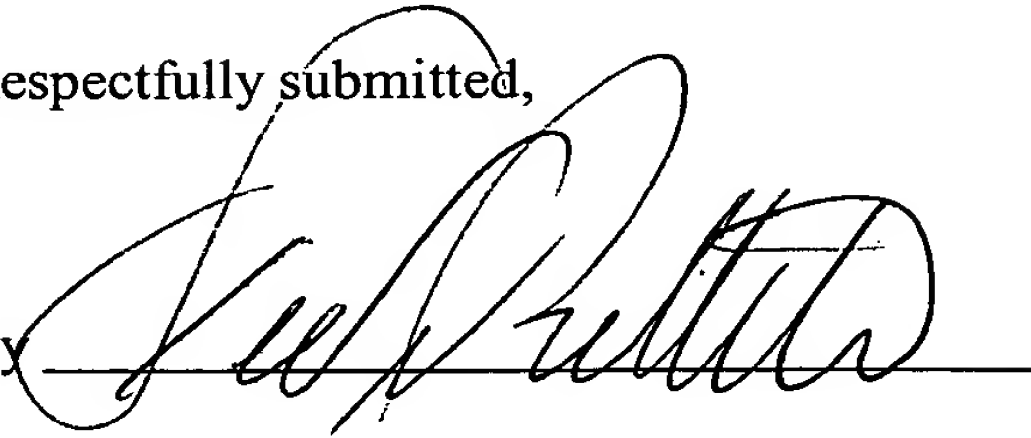
The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or

even entirely missing, the Commissioner is authorized to charge the unpaid amount to
Deposit Account No. 50-0872.

Respectfully submitted,

Date March 24, 2005

By

A handwritten signature in black ink, appearing to read "Ted Rittmaster", written over a horizontal line.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ronald J. Lebel et al. Examiner: Matthew F. Desanto
Serial No.: 09/768,196 Group Art Unit: 3763
Filed: January 22, 2001 Docket: 047711/0221
Title: AMBULATORY MEDICAL APPARATUS WITH HAND HELD COMMUNICATION
DEVICE

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as Express Mail (EV445624832US) with sufficient postage, in an envelope addressed to: Commissioner for Patents, Alexandria VA 22313 on March 24, 2005.

By:

Richard Ruggiero

Richard. Ruggiero

Commissioner for Patents
Alexandria, VA 22313
Sir:

We are transmitting herewith the attached:

- ☒ Information Disclosure Statement Transmittal (in duplicate)
- ☒ Form PTO/SB/08
- ☒ Cited References (4)
- ☒ Copy of European search report
- ☒ Return postcard

Please charge any fees associated with this transmittal to Deposit Account No 50-0872. **A duplicate of this sheet is enclosed.**

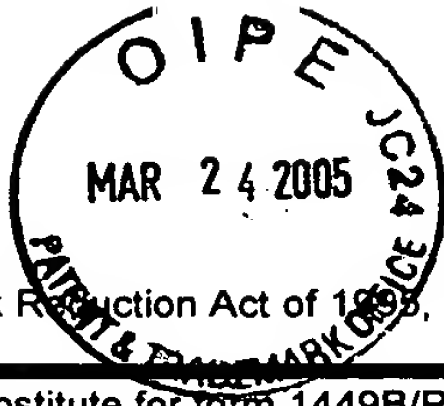
Date: March 24, 2005
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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

Date Submitted: March 24, 2005

(use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

Application Number	09/768,196
Filing Date	01/22/2001
First Named Inventor	Ronald J. Lebel
Group Art Unit	3763
Examiner Name	Matthew F Desanto
Attorney Docket Number	047711-0221

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
	A1	5,730,125		Prutchi et al.	03/24/1998	
	A2	5,974,341		Er et al.	10/26/1999	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)				
	A3	EP	0 832 600 A1		Medtronic, Inc.	04/01/1998		
	A4	EP	0 920 885 A1		Vitatron Medical B.V.	06/09/1999		

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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